IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA Norfolk Division

CSX TRANSPORTATION, INC., individually and on behalf of NORFOLK AND PORTSMOUTH BELT LINE RAILROAD COMPANY,

Plaintiff,

v.

Civil Action No. 2:18cv530-MSD-LRL

NORFOLK SOUTHERN RAILWAY COMPANY, NORFOLK AND PORTSMOUTH BELT LINE RAILROAD COMPANY, JERRY HALL, THOMAS HURLBUT, PHILIP MERILLI, and CANNON MOSS,

Defendants.

DEFENDANTS' JOINT REQUEST FOR HEARING ON MOTIONS TO DISMISS

Pursuant to Local Civil Rule 7(E), all Defendants jointly request a hearing to present oral argument on their Motions to Dismiss (D.E. 27-32, 34-35) and have, by counsel, authorized Norfolk and Portsmouth Belt Line Railroad Company to file this joint request.

NORFOLK AND PORTSMOUTH BELT LINE RAILROAD COMPANY

/s/ James L. Chapman, IV
James L. Chapman, IV, VSB No. 21983
W. Ryan Snow, VSB No. 47423
Darius K. Davenport, VSB No. 74064
David C. Hartnett, VSB No. 80452
CRENSHAW, WARE & MARTIN, P.L.C.
150 W. Main Street, Suite 1500
Norfolk, Virginia 23510
Telephone: (757) 623-3000
Facsimile: (757) 623-5735
jchapman@cwm-law.com
wrsnow@cwm-law.com
ddavenport@cwm-law.com
Attorneys for Norfolk and Portsmouth Belt
Line Railroad Company

CERTIFICATE OF SERVICE

I certify that on this 27th day of December 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a "Notice of Electronic Filing" to the following attorneys of record:

Robert W. McFarland, VSB No. 24021
Benjamin L. Hatch, VSB No. 70116
E. Rebecca Gantt, VSB No. 83180
McGuireWoods LLP
101 West Main Street, Suite 9000
Norfolk, Virginia 23510-1655
Telephone: (757) 640-3716
Facsimile: (757) 640-3930
rmcfarland@mcguirewoods.com
bhatch@mcguirewoods.com
dtorneys for CSXT Transportation, Inc.

W. Edgar Spivey, VSB No. 29125 Clark J. Belote, VSB No. 87310 KAUFMAN & CANOLES, P.C. 150 W. Main Street, Suite 2100 Norfolk, VA 23510 Telephone: (757) 624-3196 Facsimile: (888) 360-9092 wespivey@kaufcan.com cjbelote@kaufcan.com Attornevs for Cannon Moss

Alan D. Wingfield, VSB No.27489 Michael E. Lacy, VSB No. 48477 TROUTMAN SANDERS, LLP P.O. Box 1122 Richmond, Virginia 23218 Telephone: (804) 697-1326 Fax: (804) 698-6061 michael.lacy@troutmansanders.com Attorneys for NS Railway Company Craig T. Merritt, VSB No. 20281
Michael W. Smith, VSB No. 01125
Belinda D. Jones, VSB No. 72169
CHRISTIAN & BARTON, LLP
909 E. Main St., Suite 1200
Richmond, VA 23219
Telephone: (804) 697-4128
Facsimile: (804) 697-6128
cmerritt@cblaw.com
msmith@cblaw.com
bjones@cblaw.com
Attorneys for NS Railway Company

Hugh M. Fain, III, VSB No. 26494
M. F. Connell Mullins, Jr., VSB No. 47213
John M. Erbach, VSB No. 76695
SPOTTS FAIN PC
411 E. Franklin St.
Richmond, VA 23219
Telephone: (804) 697-2000
hfain@spottsfain.com
cmullins@spottsfain.com
jerbach@spottsfain.com
Attorneys for Jerry Hall, Thomas Hurlbut, and Philip Merilli

/s/ James L. Chapman, IV
James L. Chapman, IV, VSB 21983
CRENSHAW, WARE & MARTIN, P.L.C.
150 W. Main Street, Suite 1500
Norfolk, Virginia 23510
Telephone: (757) 623-3000
Facsimile: (757) 623-5735
jchapman@cwm-law.com